ESTTA Tracking number:

ESTTA565022

Filing date:

10/15/2013

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| Proceeding                | 91210525   |
|---------------------------|--|
| Party                     | Plaintiff<br>SB Phillips LLC   |
| Correspondence<br>Address | TRACY GENE G DURKIN STERNE KESSLER GOLDSTEIN & FOX PLLC 1100 NEW YORK AVENUE NW WASHINGTON, DC 20005 UNITED STATES tdurkin@skgf.com, jshirk@skgf.com |
| Submission                | Withdrawal of Opposition   |
| Filer's Name              | Tracy-Gene G. Durkin   |
| Filer's e-mail            | tm@skgf.com, tdurkin@skgf.com, jshirk@skgf.com   |
| Signature                 | /Tracy Durkin/   |
| Date                      | 10/15/2013   |
| Attachments               | 2235 088opt0 withdraw.pdf(149142 bytes )   |

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SB PHILLIPS LLC,

Opposition No. 91210525

Opposer,

Atty Docket: 2235.088OPT0/TGD/JDS

v.

MISSISSIPPI BAND OF CHOCTAW INDIANS,

Applicant.

## REQUEST TO WITHDRAW OPPOSITION

Commissioner for Trademarks P.O. Box 1451 Alexandria, VA 22313-1451

Madam:

In response to the Board's notice mailed September 18, 2013, and in accordance with the provisions of 37 C.F.R. § 2.106(c) and TBMP § 601.01, Opposer, SB Phillips LLC, by its attorneys, hereby requests that the above-captioned Opposition be withdrawn, without prejudice.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Date: October 15, 2013

Tracy-Gene G. Durkin Attorneys for Opposer

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

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Washington, DC 20005 Telephone: 202-371-2600 Facsimile: 202-371-2540

tm@skgf.com, tdurkin@skgf.com,

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of Opposer's REQUEST TO WITHDRAW OPPOSITION was served on Applicant on October 15, 2013, by forwarding the same, via first-class mail, postage prepaid, to:

Barbara L. (Pixie) Waite
LAW OFFICE OF BARBARA L. WAITE PC
1425 K Street, NW
Suite 350
Washington, DC 20005-3514

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